IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 5683 of 1994

Between:

Garrison Engineer, Represented by T.N.Chathopadhyaya,
S/o. S.N.Chattarji, Vijayanagar,
104 Area, Visakhapatnam.

..... PETITIONER

AND

1. Principal Secretary to Government (Revenue),
   Secretariat Building, Hyderabad.

2. Commissioner of Commercial Taxes, M.J.Road, Hyderabad.

3. Commercial Tax Officer,
   Dwarakanagar, Visakhapatnam.

4. Branch Manager, S.B.I.,
   Maharanipet, Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ in the nature of Certiorari calling for the records of impugned proceedings Rc.No.1286/92/A3 dated 14/12/1993 issued by the 3rd respondent and to quash impugned proceedings duly declaring the impugned proceedings are issued without authority of law and without jurisdiction and ultra vires the Constitution of India and therefore, illegal and void abinitio.

Counsel for the Petitioner: MR. A. RAJASEKHARA REDDY, Senior Standing Counsel for Central Government

Counsel for the Respondents 1 to 3: Special G.P. FOR COMMERCIAL TAXES

The Court made the following:

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE S. ANANDA REDDY

WRIT PETITION No.5683 OF 1994

ORDER: (Per The Hon'ble Sri Justice Bilal Nazki)

This is a writ petition challenging the order vide Rc.No.1286/92/A3, dated 14.12.1993 by which the respondents sought to attach the money held by the bank belonging to the petitioner under Section 17 of Andhra Pradesh General Sales Tax Act, 1957.

2. The counsel for the respondents submits that at present there is no such attachment.

3. In view of that submission, we do not feel it necessary to keep the petition on Board, which is accordingly disposed of.

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(BILAL NAZKI,J)

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(S. ANANDA REDDY,J)

7th September, 2004

Ksn/Kvh

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. Principal Secretary to Government (Revenue),
   Secretariat Building, Hyderabad.

2. Commissioner of Commercial Taxes, M.J.Road, Hyderabad.

3. Commercial Tax Officer,
   Dwarakanagar, Visakhapatnam.

4. Branch Manager, State Bank of India,
   Maharanipet, Visakhapatnam.

5. Two CCs to Special G.P. for Taxes

6. Two C.D. copies